

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q80473

Kosuke TAKASAKI, et al.

Appln. No.: 10/807,348

Group Art Unit: 2812

Confirmation No.: 5375

Examiner: Stanetta D. ISSAC

Filed: March 24, 2004

For: SOLID-STATE IMAGING DEVICE AND METHOD FOR MANUFACTURING THE
SAME

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the final Office Action dated April 24, 2007.

Applicant notes that the statutory fee of \$500.00 was previously paid for a Notice of Appeal and a Pre-Appeal Brief on July 31, 2006.

Since the Appeal and Pre-Appeal Brief of July 31, 2006, never reached the Board of Patent Appeals and Interferences as the prosecution was reopened by the Examiner, no Appeal fee or Appeal Brief fee is due at this time (*see* MPEP § 1208.02 “[w]hether appellant elects to continue prosecution or to request reinstatement of the appeal, if prosecution was reopened prior to a decision on the merits by the Board of Patent Appeals and Interferences, the fee paid for the notice of appeal, appeal brief, and request for oral hearing (if applicable) will be applied to a later appeal on the same application.”).

NOTICE OF APPEAL
US Appln. No.:10/807,348

Attorney Docket No. Q80473

Therefore, Applicant believes that no fees are due at this time. However, in the event the Applicant is in error, the USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

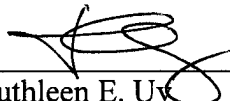
Respectfully submitted,

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

WASHINGTON OFFICE

23373

CUSTOMER NUMBER



Ruthleen E. Uy
Registration No. 51,361

Date: July 24, 2007